

Committee Room,
Austin, Texas, Feb. 7, 1911.
Hon. A. B. Davidson, President of
the Senate.

Sir: Your Committee on En-
grossed Bills have carefully exam-
ined and compared

Senate bill No. 66, A bill to be en-
titled "An Act to validate and le-
galize all sales of real estate belong-
ing or that belonged to Gaines
county, situated in the town of Semi-
nole in Gaines county, heretofore
made at private sale for and in be-
half of said county by J. W. Miller
in his representative capacity as
commissioner, under appointment of
the commissioners' court of said
county, by orders entered upon its
minutes, to sell and dispose of real
estate of said county situated in said
town, and also validating all convey-
ances of said real estate made by
said commissioner as such, in con-
summating such sales, and declaring
an emergency."

And find the same correctly en-
grossed.

COFER, Chairman.

PETITIONS AND MEMORIALS.

By Senator Peeler:

Petition numerously signed by
members of the order of Sons of
Hermann of Texas, asking the Legis-
lature to amend Section 10, Chapter
36, Acts of the Thirty-first Legisla-
ture.

By Senator Ward:

Petition numerously signed by
citizens of his district asking the
Legislature to change the present
laws so as to eliminate Sunday fairs,
shows, racing, hunting, fishing,
games, sports and excursions.

By Senator Collins:

Petition numerously signed by
citizens of his district asking support
of the White Slave Traffic and Cig-
arette bills.

By Senator Peeler:

Petition numerously signed by
members of Strickland Grove Farm-
ers' Union No. 215, requesting sup-
port of the following Farmers' Union
measures: House bill No. 99, Senate
bill 23, House bill 32, Senate bill 46,
House bill 124, Senate bill 82; also

bills providing for teaching cotton
classing in public schools, requiring
teachers' examinations in agricul-
ture, and adopting the initiation
measure.

By Senator Lattimore:

Notification of resolution adopted
by a mass meeting of Fort Worth
business men, February 4, 1911, pe-
titioning the Legislature to enact
legislation authorizing the Missouri,
Kansas and Texas Railway Company
to lease the Texas Central Railroad
and operate same as a part of the
M., K. & T. Ry. system and further
to grant the M., K. & T. system the
right to purchase the Texas Central
Ry. Co. during the lifetime of the
lease of twenty-five years.

EIGHTEENTH DAY.

Senate Chamber,
Austin, Texas,

Wednesday, Feb. 8, 1911.

The Senate met pursuant to ad-
journalment, and was called to order
by President Pro Tem. Hudspeth.

Roll called, quorum being present,
the following Senators answering to
their names:

Adams.	Murray.
Astin.	Peeler.
Bryan.	Perkins.
Carter.	Ratliff.
Cofer.	Real.
Collins.	Terrell, McLennan.
Greer.	Terrell, Wise.
Hudspeth.	Townsend.
Hume.	Vaughan.
Johnson.	Ward.
Kauffman.	Warren.
Lattimore.	Watson.
Mayfield.	Weinert.
McNealus.	Willacy.
Meachum.	

Absent.

Paulus. Sturgeon.

Prayer by the chaplain.

Pending the reading of the Journal
of yesterday, on motion of Senator
Mayfield the same was dispensed with.

REGULAR ORDER.

The regular order of business was
called (see Appendix for "Committee
Reports" and "Petitions and Memo-
rials").

JOINT COMMITTEE REPORT.

Austin, Texas, Feb. 8, 1911.

Hon. A. B. Davidson, President of the Senate, Hon. Sam Rayburn, Speaker of the House of Representatives.

Sirs: The undersigned committee appointed on behalf of the Senate and House to make arrangements for a trip by the two houses of this Legislature to the Agricultural and Mechanical College of Texas on Saturday, February 11, 1911, beg to report as follows:

A special train consisting of about ten chair cars will leave the International and Great Northern Railway depot at 6 a. m. Saturday, and will go by way of Valley Junction to the Agricultural and Mechanical College, arriving there about 10 o'clock Saturday morning. Said train will leave College Station on return to Austin about 7 p. m., arriving at Austin about 11 p. m.

The management of the Street Car System in Austin will run cars early Saturday morning for the convenience of the members of the Legislature, State officials, their families and others, who may desire to take said trip to the College; the street cars leaving 27th Street at 5:30 a. m., and will reach the International and Great Northern depot in ample time for the purchase of tickets to take said special.

Your committee is informed that the members of the faculty and officers of the Agricultural and Mechanical College are preparing to serve two meals at noon and evening for the visitors. A round-trip rate of one dollar has been applied for by the management of the International and Great Northern Railroad and authorized by the Railroad Commission, and including the two meals referred to, this one dollar will cover the total necessary expense of each individual upon such visit.

The Agricultural and Mechanical College faculty and its total student body have unanimously concurred in extending an invitation to the Legislature to visit said institution at the time named, and are arranging to entertain the Legislature, Texas State officials, and the faculty of the Texas State University and a large number of Texas citizens, and your committee indulges the hope that their hospitality will be availed of in the same cordial manner in which it is extended.

On return of the special train to

Austin, street cars will be in waiting at the International and Great Northern depot to take the visitors to their homes and stopping places in the city.

Respectfully submitted,

WATSON,
MEACHUM,

Committee on the part of the Senate.

ROWELL,

BYRNE,

WATSON,

Committee on the part of the House.

(Senator Perkins in the chair.)

SIMPLE RESOLUTION.

By Senator Watson:

Resolved, That the Secretary of the Senate be allowed postage for the session not to exceed in amount \$3.00 per month, to be paid out of the contingent expense fund.

The resolution was read and adopted.

BILLS AND RESOLUTIONS.

By Senator Collins:

Senate Concurrent Resolution No. 12, A concurrent resolution providing for the creation of a Commission to investigate and report back to the next session of the Legislature upon the question of wharf and terminal facilities at all Texas ports, to investigate and report the ownership of wharves and terminals, the charges and discrimination made by same, the advisability of purchasing wharves and terminals by municipalities, and the means of purchasing same, and making an appropriation to carry out the provisions of this resolution.

Read first time and referred to Committee on Internal Improvements.

By Senators Real and Hudspeth:

Senate bill No. 196, A bill to be entitled "An Act to amend the Revised Civil Statutes of the State of Texas adopted by the Regular Session of the Twenty-fourth Legislature, Title 58, Chapter 1, Article 3033, providing the minimum par values of shares of stock in fire insurance companies shall not be less than ten dollars per share."

Read first time and referred to Committee on Insurance, Statistics and History.

By Senator Warren:

Senate bill No. 197, A bill to be

entitled "An Act to provide for the issuance of teachers' certificates to graduates of approved high schools, repealing all laws in conflict herewith, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Warren:

Senate bill No. 198, A bill to be entitled "An Act to amend Article 395 of the Penal Code of the State of Texas, prohibiting betting on elections, so as to make it an offense to offer to wager or bet upon elections, and declaring an emergency."

Read first time and referred to Judiciary Committee No. 2.

By Senators Terrell of McLennan, Astin and Mayfield:

Senate bill No. 199, A bill to be entitled "An Act to provide for the establishment, maintenance and government of a State normal school to be located in the city of Waco, in McLennan county, and to be known and designated as the Central Texas Normal School."

Read first time and referred to Committee on Educational Affairs.

Morning call concluded.

(By unanimous consent after the morning call was concluded.)

By Senators Weinert, Real, Peeler and Paulus:

Senate bill No. 200, A bill to be entitled "An Act defining and regulating fraternal beneficiary associations and repealing Chapter 115 of the General Laws of the Twenty-sixth Legislature of the State of Texas, as amended by Chapter 86 of the General Laws of the Twenty-seventh Legislature and by Chapter 113 of the General Laws of the Twenty-eighth Legislature, and by Chapter 106 of the General Laws of the Twenty-ninth Legislature, approved May 1, 1909, relating to fraternal beneficiary associations, and to declare an emergency."

Read first time and referred to Judiciary Committee No. 1.

By Senator Perkins:

Senate bill No. 201, A bill to be entitled "An Act to create more efficient road system for Collin county in the State of Texas, and making County Commissioners ex officio Road Commissioners; and prescrib-

ing their powers and duties as such, and providing for their compensation as such Road Commissioners; and providing for the condemning of material for the construction and maintenance of public roads and to provide for the compensation for the material used, and providing for the working of county convicts on the public road and the purchase of supplies for such convicts, and rewards for the capture of escaped convicts, and for the commutation of sentence for faithful service, and good behavior; and defining the powers and duties of road overseers, and to provide for the summoning of hands and teams for road work and for the allowance of time for services of hands and teams on public roads; and fixing a penalty for violation of same, and relieving them from the payment of such work by the payment of \$3.00; and providing further, making this Act cumulative of the General Laws now in force; and to repeal all laws in conflict with this Act; and declaring an emergency."

Read first time and referred to Committee on Roads, Bridges and Ferries.

By Senator Vaughan:

Senate bill No. 202, A bill to be entitled "An Act to prohibit falsely stating the consideration in any deed, deed of trust, mortgage, or other instrument in writing, transferring or effecting the title to real or personal property, for the purpose of defrauding another, or for the purpose of aiding some other person to defraud another, and prescribing the penalty for the violation of this Act, and to regulate the manner of proof in prosecutions against persons charged with a violation of this Act."

Read first time and referred to Judiciary Committee No. 1.

By Senator Lattimore:

Senate bill No. 203, A bill to be entitled "An Act to amend Section 18 of Chapter 104, being an Act of the Twenty-ninth Legislature of the State of Texas, to define and provide for organizing and disciplining the militia, to prescribe the duties of the Governor, the Adjutant General and all officers and enlisted men thereof; to define military offenses, to provide for the trial and punishment thereof, to provide for the pay, transportation and subsistence of the

militia when called into actual service, and to repeal all laws in conflict therewith, by amending said Section 18, so that the same shall provide for the appointment by the Governor of a staff, consisting of the Adjutant General and twelve aides-de-camp and that said aides-de-camp shall not be ineligible from holding any office of emolument, trust or honor, and shall not be ineligible from serving as the chairman or member of any committee of any political party."

Read first time and referred to Committee on Military Affairs.

By Senators Cofer, Lattimore, Vaughan, Greer, Sturgeon, Terrell of Wise, Ratliff, Townsend, McNealus, Johnson, Warren, Mayfield, Bryan, Ward, Collins, Perkins and Carter:

Senate bill No. 204, A bill to be entitled "An Act to prohibit the sale of spirituous, vinous and malt liquors and medicated bitters capable of producing intoxication (in any locality of this State other than local option is in force), in quantities of less than one quart, and prescribing penalties for violations thereof, and declaring an emergency."

Read first time and referred to Judiciary Committee No. 2.

By Senators Cofer, Lattimore, Vaughan, Greer, Sturgeon, Terrell of Wise, Ratliff, Townsend, McNealus, Johnson, Warren, Mayfield, Bryan, Ward, Collins, Perkins and Carter.

Senate bill No. 205, A bill to be entitled "An Act to prohibit the drinking of spirituous, vinous or malt liquors, and medicated bitters, capable of producing intoxication on the premises where sold (in any locality of this State, other than where local option is in force), and providing penalties therefor, and declaring an emergency."

Read first time and referred to Judiciary Committee No. 2.

By Senator Willacy:

Senate bill No. 206, A bill to be entitled "An Act to authorize the Commissioners of the General Land Office to patent to the United States of America, one acre and fifty-five hundredths of an acre of land on Mustang Island in Nueces for seven hundred and fifty dollars, and declaring an emergency."

Read first time and referred to Committee on Public Lands and Land Office.

By Senator Meachum:

Senate bill No. 207, A bill to be entitled "An Act requiring every electric street railway company or interurban railway company, lessee, manager or receiver thereof and every person, firm, corporation or association of persons, and any lessee, manager, or receiver thereof, engaged in the operation of any electric street railway or interurban railway doing business in this State a common carrier of passengers for hire, to provide separate and distinct cars and coaches for the accommodation of white or negro passengers, defining what shall constitute such separate coaches or cars, providing for equality in all points of comforts and convenience in the operation of such cars or coaches, defining the term negro as used in this Act, making certain exemptions from the provisions hereof, defining penalties for the violation of this Act, providing for the recovery thereof, and repealing all laws in conflict herewith, and declaring an emergency."

Read first time and referred to Committee on Internal Improvements.

(Senator Weinert in the Chair.)

HOUSE BILL NO. 16.

The Chair laid before the Senate on second reading (House bill day)

House bill No. 16, A bill to be entitled "An Act to amend Section 14 and Section 15 of Chapter 17 of the Acts of the Thirty-first Legislature of the First Called Session, approved April 17, 1909, being an Act to amend Chapter 138 of the Acts of the Thirtieth Legislature, approved April 18, 1907, the same being an Act to regulate the sale and disposition of spirituous, vinous and malt liquors and medicated bitters capable of producing intoxication, and places wherein same are sold, imposing an occupation tax upon persons, firms, corporations, and associations of persons, selling spirituous, vinous, or malt liquors or medicated bitters capable of producing intoxication; requiring retail liquor dealers and other persons to secure license to sell such liquors; and defining retail liquor dealers and regulating the business there-

of; requiring retail malt dealers and other persons to secure license to sell malt liquors exclusively, capable of producing intoxication, and defining retail malt dealers and regulating the business thereof; exempting wine growers who sell wine of their own production from the provisions of this act, providing same is not sold to be drunk on the premises where sold, and otherwise regulating such wine growers; regulating the transfer of license of retail liquor dealers and retail malt dealers; prescribing the conditions of the bonds of such retail dealers and the conditions upon which licenses to such dealers and other persons may be issued; providing for the refund of any unearned portion of any license; requiring the county clerk to report all licenses granted to the Comptroller of Public Accounts; providing for the revocation under certain conditions of licenses issued; defining intoxicating liquors and providing penalties for the violation of the provisions of this Act, and declaring an emergency,' and adding Sections 9a, 9b, 9c, 9d, 9e, 9f, 9g, 9h, 9i, 9j, 10a, and 35a, prescribing the method and procedure by which liquor licenses may be obtained, transferred and forfeited, and prescribing the manner for the ascertainment of the facts upon which forfeiture is based and prescribing the duties of the county judge, Comptroller of Public Accounts and the county attorney and other proper officers in regard thereto, and repealing all laws and parts of laws in conflict herewith, requiring licenses to be issued under this Act and prescribing the continuation in force of licenses issued under prior laws for sixty days after this Act takes effect in order to give time for securing licenses under this Act and providing that credit be allowed upon licenses to be obtained under this Act in an amount equal to the unearned portion or part of any existing license, and declaring an emergency."

There being an adverse majority committee report and a favorable minority committee report, the question recurred on the committee report.

SENATE BILL NO. 163.

On motion of Senator Hume, the pending order of business (House bill No. 16) was suspended, and the Sen-

21-S.

ate took up, out of its order, Senate bill No. 163, by the following vote:

Yeas—24.

Adams.	Murray.
Astin.	Peeler.
Bryan.	Perkins.
Carter.	Ratliff.
Collins.	Real.
Greer.	Terrell, McLennan.
Hudspeth.	Terrell, Wise.
Hume.	Townsend.
Johnson.	Ward.
Kauffman.	Watson.
Mayfield.	Weinert.
McNealus.	Willacy.

Nays—1.

Lattimore.

Present—Not Voting.

Cofer.	Warren.
Vaughan.	

Absent.

Meachum.	Sturgeon.
Paulus.	

The Chair laid before the Senate on second reading,

Senate bill No. 163, A bill to be entitled "An Act to create and establish a criminal court in and for Harris county, Texas, and create a separate criminal judicial district to be composed of Harris county, Texas, to provide for the election, qualification, jurisdiction, duties, powers, and compensation of a judge and clerk of said criminal district court, and to provide for the election, qualification, powers and compensation of a district attorney for said criminal district of Harris county, to provide for the appointment, qualification, powers, duties and compensation of assistant district attorneys for said criminal district, to provide for the appointment, powers, duties and compensation of deputy criminal district clerk, abolishing the criminal district court of Galveston and Harris counties in so far as the same embraces the county of Galveston, and giving and restoring to the district and county courts of Galveston county jurisdiction of felony and misdemeanor cases, and providing for the transfer of cases from the criminal district court of Galveston county to the district and county courts of said county, and to fix the terms of the criminal and district court of Harris county, and repealing all laws in conflict with

this Act, and declaring an emergency."

The bill having been read, Senator Lattimore offered the following amendment, which was read and adopted.

Amend page 4, lines 16 and 17, of the printed bill, by striking out the words "thirty-six hundred" in line 16 and the figures "3600.00" in line 17 and inserting in lieu thereof the words "three thousand" in line 16 and the figures "3000.00" in line 17.

Senator Townsend offered the following amendment:

Amend by adding the following on page 7, line 5, of said bill: "Provided, that the fees of the criminal district attorney shall not exceed \$2500."

Senator Hume moved to table the amendment, which motion to table was adopted by the following vote:

Yeas—16.

Astin.	Peeler.
Carter.	Perkins.
Hudspeth.	Real.
Hume.	Terrell, McLennan.
Kauffman.	Ward.
McNealus.	Watson.
Meachum.	Weinert.
Murray.	Willacy.

Nays—9.

Cofer.	Mayfield.
Collins.	Terrell, Wise.
Greer.	Townsend.
Johnson.	Warren.
Lattimore.	

Present—Not voting.

Ratliff.

Absent.

Adams.	Sturgeon.
Bryan.	Vaughan.
Paulus.	

(President Pro Tem. Hudspeth in the chair.)

Senator Lattimore offered the following amendment, which was read and adopted:

Amend printed bill, page 6, line 7, by striking out word "fifty" and the figures "50.00," and to insert in lieu thereof the words "forty" and the figures "40.00."

Pending discussion, Senator Meachum moved the previous question

on the engrossment of the bill, the same being duly seconded, was so ordered.

Bill read second time and ordered engrossed.

On motion of Senator Hume, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—28.

Adams.	Meachum.
Astin.	Murray.
Bryan.	Peeler.
Carter.	Perkins.
Cofer.	Ratliff.
Collins.	Real.
Greer.	Terrell, McLennan.
Hudspeth.	Terrell, Wise.
Hume.	Townsend.
Johnson.	Ward.
Kauffman.	Warren.
Lattimore.	Watson.
Mayfield.	Weinert.
McNealus.	Willacy.

Absent.

Paulus.	Vaughan.
Sturgeon.	

The bill was read and adopted by the following vote:

Yeas—24.

Adams.	Murray.
Astin.	Peeler.
Bryan.	Perkins.
Carter.	Ratliff.
Collins.	Real.
Greer.	Terrell, McLennan.
Hudspeth.	Townsend.
Hume.	Ward.
Johnson.	Warren.
Kauffman.	Watson.
McNealus.	Weinert.
Meachum.	Willacy.

Nays—4.

Cofer.	Mayfield.
Lattimore.	Terrell, Wise.

Present—Not voting.

Sturgeon.

Absent.

Paulus.	Vaughan.
---------	----------

Senator Hume moved to reconsider

the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

FIRST HOUSE MESSAGE.

Hall of the House of Representatives,
Austin, Texas, Feb. 8, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

House Concurrent Resolution No. 24, relating to the appointment of a committee to investigate the condition of the books and papers placed in the State Library of Judge John H. Reagan.

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

HOUSE BILL NO. 16.

Action recurred on House bill No. 16. The bill having been read, the question being on the committee report, there being an adverse majority and a favorable minority committee report.

Senator Cofer moved to adopt the minority committee report, which motion prevailed by the following vote:

Yeas—18.

Astin.	Meachum.
Bryan.	Perkins.
Carter.	Ratliff.
Cofer.	Terrell, McLennan.
Greer.	Terrell, Wise.
Johnson.	Townsend.
Lattimore.	Vaughan.
Mayfield.	Ward.
McNealus.	Warren.

Nays—9.

Adams.	Real.
Hudspeth.	Watson.
Hume.	Weinert.
Murray.	Willacy.
Peeler.	

PAIRED.

Senator Kauffman (present), who would vote "nay," with Senator Sturgeon (absent), who would vote "yea."

Senator Collins (present), who would vote "yea," with Senator Paulus (absent), who would vote "nay."

(Senator Perkins in the chair.)

Senator Cofer offered the following amendment, which was read and adopted.

Amend printed bill, page 1, line 16, by striking out the words "Joint Resolution," and insert in lieu thereof the words "A bill."

Senator Hudspeth offered the following amendment:

Amend House bill No. 16 by adding after Section 9, page 9, between lines 11 and 12, the following section:

"Section 9a. Provided that the city councils in the various incorporated cities of this State, where local option is not in force, shall have the power to determine whether or not saloons shall close during the hours they are prohibited to keep open by this Act; provided that nothing herein shall be construed to authorize said city councils to permit saloons to remain open between the hours of midnight and five o'clock a. m. during week days, nor between the hours of midnight of Saturday and five o'clock a. m. Monday, as provided for in Chapter 17 of the Acts of the First Called Session of the Thirty-first Legislature, known as the Robertson-Fitzhugh law, approved April 17, 1909."

RECESS.

On motion of Senator Ratliff, the Senate, at 12:45 o'clock p. m., recessed until 3 o'clock today.

AFTER RECESS.

The Senate was called to order by President Pro Tem. Hudspeth.

BILLS READ AND REFERRED.

The Chair (President Pro Tem. Hudspeth) had referred, after their captions had been read, the following House bills:

House bill No. 240, referred to Committee on Finance.

House bill No. 325, referred to Committee on Finance.

House Concurrent Resolution No. 8, referred to Committee on Labor.

HOUSE CONCURRENT RESOLUTION NO. 24.

House Concurrent Resolution No. 24 was read first time and was, on motion of Senator Terrell of McLennan, laid on the table subject to call.

HOUSE BILL NO. 16.

Action recurred on House bill No. 16, which was pending business, the question being on the pending amendment by Senator Hudspeth:

(Senator Perkins in the chair.)

Pending discussion, Senator Willacy offered the following amendment to the amendment:

Amend the amendment by adding the following: "Provided that in cities where the Commission form of government has been heretofore or shall be hereafter adopted such regulations with respect to the hours of closing as may be promulgated by said Commission shall, before becoming effective, be submitted to the qualified voters of such cities for their adoption or rejection."

WILLACY.
MEACHUM.

(President Pro Tem. Hudspeth in the chair.)

Pending discussion, Senator Cofer moved to table the amendment to the amendment, which motion to table prevailed by the following vote:

Yeas—15.

Bryan.	Perkins.
Carter.	Ratliff.
Cofer.	Terrell, Wise.
Greer.	Townsend.
Johnson.	Vaughan.
Lattimore.	Ward.
Mayfield.	Warren.
McNealus.	

Nays—12.

Adams.	Peeler.
Astin.	Real.
Hudspeth.	Terrell, McLennan.
Hume.	Watson.
Meachum.	Weinert.
Murray.	Willacy.

PAIRED.

Senator Collins (present), who

would vote "yea," with Senator Paulus (absent), who would vote "nay."

Senator Kauffman (present), who would vote "nay," with Senator Sturgeon (absent), who would vote "yea."

Senator Cofer then moved to table the amendment by Senator Hudspeth, which motion to table was adopted by the following vote:

Yeas—15.

Bryan.	Perkins.
Carter.	Ratliff.
Cofer.	Terrell, Wise.
Greer.	Townsend.
Johnson.	Vaughan.
Lattimore.	Ward.
Mayfield.	Warren.
McNealus.	

Nays—12.

Adams.	Peeler.
Astin.	Real.
Hudspeth.	Terrell, McLennan.
Hume.	Watson.
Meachum.	Weinert.
Murray.	Willacy.

PAIRED.

Senator Collins (present), who would vote "yea," with Senator Paulus (absent), who would vote "nay."

Senator Kauffman (present), who would vote "nay," with Senator Sturgeon (absent), who would vote "yea."

Senator Cofer offered the following amendment, which was read and adopted:

Amend the caption page 4 of the printed bill, line 2, by adding after the words "a. m." and just before the word "of" the words "on Monday."

Senator Cofer then offered the following amendment:

Amend the bill by adding after the word "kind and semi colon" in line 9, on page 13, the following:

"And that he or they will not while engaged in such business contribute any money or other thing of value directly or indirectly to any campaign fund to assist in the election or defeat of any candidate or nominee or to carry or defeat any measure voted upon in any primary, city, county, State, general, special or local election."

Senator Weinert moved to table the amendment, which motion to table was lost by the following vote:

Yeas—12.

Adams.	Peeler.
Astin.	Real.
Hudspeth.	Terrell, McLennan.
Hume.	Watson.
Meachum.	Weinert.
Murray.	Willacy.

Nays—15.

Bryan.	Perkins.
Carter.	Ratliff.
Cofer.	Terrell, Wise.
Greer.	Townsend.
Johnson.	Vaughan.
Lattimore.	Ward.
Mayfield.	Warren.
McNealus.	

PAIRED.

Senator Collins (present), who would vote "nay," with Senator Paulus (absent), who would vote "yea."

Senator Kauffman (present), who would vote "yea," with Senator Sturgeon (absent), who would vote "nay."

REASONS FOR VOTING.

I vote "no" on the amendment offered by the Senator from Cooke because I do not believe any special class should be singled out and prohibited from contributing toward necessary funds to conduct a campaign. While I know nothing of any contribution toward any campaign, yet I feel that the inhibition should apply to all persons and interests alike. There are about thirty-eight hundred saloon owners in Texas and certainly there are many others who contribute to campaign funds who should not be so permitted. A square deal demands that all citizens of our State should be treated alike and with equal and consistent consideration.

WILLACY.

Action then recurred on the amendment, and the same was adopted by the following vote:

Yeas—15.

Bryan.	Perkins.
Carter.	Ratliff.
Cofer.	Terrell, Wise.
Greer.	Townsend.
Johnson.	Vaughan.
Lattimore.	Ward.
Mayfield.	Warren.
McNealus.	

Nays—12.

Adams.	Peeler.
Astin.	Real.
Hudspeth.	Terrell, McLennan.
Hume.	Watson.
Meachum.	Weinert.
Murray.	Willacy.

PAIRED.

Senator Collins (present), who would vote "yea," with Senator Paulus (absent), who would vote "nay."

Senator Kauffman (present), who would vote "nay," with Senator Sturgeon (absent), who would vote "yea."

Senator Watson offered the following amendment:

Amend House bill No. 16 by striking out "7 o'clock p. m." wherever it occurs in the bill and insert in lieu thereof "4 o'clock p. m."

Senator Cofer moved to table the amendment, which motion to table was adopted by the following vote:

Yeas—19.

Astin.	Ferkins.
Bryan.	Ratliff.
Carter.	Real.
Cofer.	Terrell, McLennan.
Hudspeth.	Terrell, Wise.
Johnson.	Townsend.
Lattimore.	Vaughan.
Mayfield.	Ward.
McNealus.	Warren.
Meachum.	

Nays—6.

Adams.	Peeler.
Hume.	Watson.
Murray.	Willacy.

PAIRED.

Senator Kauffman (present), who would vote "nay," with Senator Sturgeon (absent), who would vote "yea."

Senator Weinert (present), who would vote "nay," with Senator Greer (absent), who would vote "yea."

Senator Collins (present), who would vote "yea," with Senator Paulus (absent), who would vote "nay."

Senator Cofer offered the following amendment, which was read and adopted:

Amend the bill by adding after the the word "kind" and semi colon, in line 1, on page 8, the following:

"And that he or they will not while engaged in such business contribute any money or other thing of value directly or indirectly to any campaign fund to assist in the election or defeat of any candidate or nominee or to carry or defeat any measure voted upon in any primary, city, county, State, general, special or local election."

Senator Cofer offered the following amendment, which was read and adopted:

Amend the bill by striking out of line 18, page 15 of the bill the word "provided" and all after that word in lines 18, 19, 20, 21, 22, 23, 24, 25, down to and including the word "condition" in line 26.

Senator Lattimore offered the following amendment, which was read and adopted:

Amend page 14 of printed bill, line 29, by inserting after the word view, the following: "From the street or alley."

Senator Ratliff offered the following amendment, which was read and adopted:

Amend the bill by striking out the word "houses" in line 4, page 7, and inserting in lieu thereof the word "business."

Senator Bryan moved the previous question on the engrossment of the bill, and the motion being duly seconded was so ordered.

The bill having already been read, was passed to a third reading by the following vote:

Yeas—14.

Bryan.	McNealus.
Carter.	Perkins.
Cofer.	Ratliff.
Johnson.	Terrell, Wise.
Lattimore.	Townsend.
Mayfield.	Vaughan.
Ward.	Warren.

Nays—11.

Adams.	Peeler.
Astin.	Real.
Hudspeth.	Terrell, McLennan.
Hume.	Watson.
Meachum.	Willacy.
Murray.	

PAIRED.

Senator Kauffman (present), who would vote "nay," with Senator Sturgeon (absent), who would vote "yea."

Senator Collins (present), who would vote "yea," with Senator Paulus (absent), who would vote "nay."

Senator Weinert (present), who would vote "nay," with Senator Greer (absent), who would vote "yea."

Senator Cofer moved to reconsider the vote by which the bill was passed to a third reading, and lay that motion on the table.

The motion to table prevailed.

REASONS FOR VOTING.

I vote "no" on engrossment for the reason that I believe the bill in its present form is not in the interest of true temperance nor within the purview of the democratic principle that demands "equal rights to all and special privileges to none." If we ever secure a pure ballot, contributions to campaign funds should be prohibited from all interests alike and on equal terms

WILLACY.

Senator Cofer moved that the constitutional rule requiring bills to be read on three several days be suspended and the bill be put on its third reading and final passage.

The motion was lost by the following vote, a four-fifths vote being necessary:

Yeas—16.

Bryan.	Ratliff.
Carter.	Terrell, McLennan.
Cofer.	Terrell, Wise.
Johnson.	Townsend.
Lattimore.	Vaughan.
Mayfield.	Ward.
McNealus.	Warren.
Perkins.	Willacy.

Nays—9.

Adams.	Murray.
Astin.	Peeler.
Hudspeth.	Real.
Hume.	Watson.
Meachum.	

PAIRED.

Senator Weinert (present), who would vote "nay," with Senator

Greer (absent), who would vote "yea."

Senator Kauffman (present), who would vote "nay," with Senator Sturgeon (absent), who would vote "yea."

Senator Collins (present), who would vote "yea," with Senator Paulus (absent), who would vote "nay."

MOTION TO SPREAD VOTE ON JOURNAL.

Senator Bryan moved that the vote by which the amendment to Senate bill No. 52, on yesterday, which amendment struck out the enacting clause (killing the bill) was adopted, be reconsidered and spread that motion on the Journal.

The motion to spread on the Journal prevailed.

SECOND HOUSE MESSAGE.

Hall of the House of Representatives,
Austin, Texas, Feb. 8, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

Senate bill No. 64, A bill to be entitled "An Act authorizing the city of Bryan to sell and convey certain public grounds within the said city, and declaring an emergency."

Senate bill No. 83, A bill to be entitled "An Act to amend Sections 60 and 128a, Chapter 11, of the laws of the Special Session of 1905, entitled 'An Act to regulate elections and to provide penalties for its violation,' and to repeal the Acts of the Twenty-eighth Legislature of 1903, regulating elections, general, special and primary, and political conventions; approved April 1, 1903, so as to hereafter read as follows, and declaring an emergency," with amendments.

Senate bill No. 88, A bill to be entitled "An Act creating the Electra Independent School District in Wichita county, Texas, and to provide for the election of trustees, raising revenue by taxation, issuing bonds, building school houses and maintaining public free schools therein, and declaring an emergency."

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

BILLS SIGNED.

The Chair (President Pro Tem. Hudspeth) gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

House bill No. 9, A bill to be entitled "An Act to create the county court of Harris county for civil cases; to define the jurisdiction thereof and to conform to such change the jurisdiction of the county court of Harris county, and declaring an emergency."

House bill No. 89, "An Act to confer upon the county court of Jasper county the civil and criminal jurisdiction belonging to said court under the Constitution and General Statutes of Texas, to define the jurisdiction of said court, to conform the jurisdiction of the district court of said county to said change, to fix the time of holding court, and to repeal all laws in conflict with this Act, and declaring an emergency."

House bill No. 139, A bill to be entitled "An Act creating the Deport Independent School District in Lamar and Red River counties, and defining its boundaries; providing for the election of a Board of Trustees, raising revenue by taxation, issuing bonds and maintaining public free schools therein; repealing House bill No. 564, Chapter 64 of the Thirty-first Legislature creating the Deport Independent School District in Lamar county, and declaring an emergency."

ADJOURNMENT.

On motion of Senator Perkins, the Senate, at 6:45 o'clock p. m., adjourned until 10 o'clock tomorrow morning.

APPENDIX.

COMMITTEE REPORTS.

Committee Room,

Austin, Texas, Feb. 7, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Judiciary No. 1, to whom was referred Senate bill No. 132, A bill to be entitled "An Act providing for the appointment of official stenographers for district and county courts by the judges thereof, and prescribing their qualifications and du-

ties, and providing for their compensation, and prescribing the time and method of making up and filing statements of facts and bills of exception in cases tried in such courts, and repealing Chapter 39 of the First Called Session of the Thirty-first Legislature of Texas, and all other laws and parts of laws in conflict herewith, and declaring an emergency."

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass.

WARD, Chairman.

Committee Room,
Austin, Texas, Feb. 7, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Judiciary No. 1, to whom was referred

Senate bill No. 125, A bill to be entitled "An Act to provide a remedy to citizens of this State in the courts of this State for personal injuries or deaths resulting from the wrongful act, default or negligence of another when such wrongful act, default or negligence of such other has been committed in a foreign State, territory or country, and declaring an emergency."

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass.

WARD, Chairman.

Committee Room,
Austin, Texas, Feb. 7, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Judiciary No. 1, to whom was referred

Senate bill No. 16, A bill to be entitled "An Act to provide for the submission of specific issues of fact by the court to the jury on the trial of civil suits, upon motion in writing by any party to such suit whenever the trial court shall be of the opinion that the jury should be instructed to render a verdict for or against any party or to any particular effect; and providing that a finding of the jury upon any issue of fact shall be binding upon the trial court and upon other courts to which an appeal or writ of error may be prosecuted, unless there is no evidence to support such finding."

Have had the same under consid-

eration, and I am instructed to report same back to the Senate with the recommendation that it do pass.

WARD, Chairman.

(Majority Report.)

Committee Room,
Austin, Texas, Feb. 7, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: We, a majority of your Committee on Judiciary No. 1, to whom was referred

Senate bill No. 156, A bill to be entitled "An Act to amend Article 1318 of the Revised Civil Statutes of the State of Texas, adopted at the regular session of the Twenty-fourth Legislature, requiring the charge of the court in civil cases tried in district and county courts to be filed with the clerk, to constitute a part of the record of the cause, and regulating the manner of making objections and taking exceptions to the actions of the court in giving such charge, and giving or refusing special charges."

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do not pass.

WARD, Chairman.

(Minority Report.)

Committee Room,
Austin, Texas, Feb. 7, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: We, a minority of your Committee on Judiciary No. 1, to whom was referred

Senate bill No. 156, A bill to be entitled "An Act to amend Article 1318 of the Revised Civil Statutes of the State of Texas, adopted at the regular session of the Twenty-fourth Legislature, requiring the charge of the court in civil cases tried in district or county courts to be filed with the clerk, to constitute a part of the record of the cause, and regulating the manner of making objections and taking exceptions to the action of the court in giving such charge, and in giving or refusing special charges."

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass.

Ward, Vaughan.

(Majority Report.)

Committee Room,
Austin, Texas, Feb. 7, 1911.
Hon. A. B. Davidson, President of the Senate.

Sir: We, a majority of your Committee on Judiciary No. 1, to whom was referred

Senate bill No. 48, A bill to be entitled "An Act for the institution and maintenance by certain railroad companies and receivers of hospitals for the use and benefit of contributing railroad employes and providing for the management of such hospitals and for the selection of members of the boards thereof and for the powers of boards and for free transportation of sick and injured employes to and from such hospitals and fixing penalties for violation, and providing for the collection of such penalties."

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass.

WARD, Chairman.

(Minority Report.)

Committee Room,
Austin, Texas, Feb. 7, 1911.
Hon. A. B. Davidson, President of the Senate.

Sir: We, a minority of your Committee on Judiciary No. 1, to whom was referred

Senate bill No. 48, A bill to be entitled "An Act for the institution and maintenance by certain railroad companies and receivers of hospitals for the use and benefit of contributing railroad employes and providing for the management of such hospitals and for the selection of members of the boards thereof and for the powers of boards and for free transportation of sick and injured employes to and from such hospitals and fixing penalties for violation, and providing for the collection of such penalties."

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do not pass.

WATSON.

(Majority Report.)

Committee Room,
Austin, Texas, Feb. 7, 1911.
Hon. A. B. Davidson, President of the Senate.

Sir: We, a majority of your Com-

mittee on Judiciary No. 1, to whom was referred

Senate bill No. 157, A bill to be entitled "An Act to amend the Revised Civil Statutes of the State of Texas, adopted at the regular session of the Twenty-fourth Legislature, so as to add thereto after Article 1299, Article 1299a, regulating the presentation of requests for special instructions to the jury in civil cases tried in district and county courts."

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass.

WARD, Chairman.

(Minority Report.)

Committee Room,
Austin Texas, Feb. 7, 1911.
Hon. A. B. Davidson, President of the Senate.

Sir: We, a minority of your Committee on Judiciary No. 1, to whom was referred

Senate bill No. 157, A bill to be entitled "An Act to amend the Revised Statutes of the State of Texas, adopted at the Regular Session of the Twenty-fourth Legislature, so as to add thereto after Article 1299, Article 1299a, regulating the presentation of requests for special instructions to the jury in civil cases tried in district and county courts."

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do not pass.

WATSON.

(Majority Report.)

Committee Room,
Austin, Texas, Feb. 7, 1911.
Hon. A. B. Davidson, President of the Senate.

Sir: We, a majority of your Committee on Judiciary No. 1, to whom was referred

Senate bill No. 134, A bill to be entitled "An Act to amend Article 2967 of the Revised Civil Statutes of the State of Texas, as enacted in the year 1895, so as to make the separate property of the wife the rents and revenues derived from the property, whether real or personal, granted to the wife by will, deed or otherwise, with the provision that the rents and revenues derived from same shall be her separate prop-

erty and to exempt the same from the management and control of the husband, and from the debts contracted by him."

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass.

WARD, Chairman.

(Minority Report.)

Committee Room,

Austin, Texas, Feb. 7, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: We, a minority of your Committee on Judiciary No. 1, to whom was referred

Senate bill No 134, A bill to be entitled "An Act to amend Article 2967 of the Revised Civil Statutes of the State of Texas, as enacted in the year 1895, so as to make the separate property of the wife the rents and revenues derived from the property, whether real or personal, granted to the wife by will, deed or otherwise, with the provision that the rents and revenues therefrom shall be her separate property and to exempt the same from the management and control of the husband, and from debts contracted by him."

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do not pass.

Watson, Lattimore.

(Majority Report.)

Committee Room,

Austin, Texas, Feb. 8, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: We, a majority of your Committee on Roads, Bridges and Ferries, to whom was referred

Senate bill No. 138, A bill to be entitled "An Act creating a State Highway Department, and establishing a State Highway Commission, and the office of State Highway Engineer; prescribing the duties of each and fixing the compensation of said State Highway Engineer; authorizing State aid for the establishment, construction, maintenance and repair of public highways, creating a fund by the license of automobiles, fixing a penalty for the failure to pay such license, and making an appropriation for the carrying out of the purposes of this act, and declaring an emergency."

Beg leave to report same back to the Senate with the recommendation that it do pass.

GREER, Chairman.

(Minority Report.)

Committee Room,

Austin, Texas, Feb. 8, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: We, a minority of your Committee on Roads, Bridges and Ferries, to whom was referred

Senate bill No. 138; A bill to be entitled "An Act creating a State Highway Department, and establishing a State Highway Commission, and the office of State Highway Engineer; prescribing the duties of each and fixing the compensation of said State Highway Engineer; authorizing State aid for the establishment, construction, maintenance, and repair of public highways, creating a fund by the license of automobiles, fixing a penalty for the failure to pay such license, and making an appropriation for the carrying out of the purposes of this Act, and declaring an emergency."

Beg leave to report same back to the Senate with the recommendation that it do not pass.

JOHNSON.

Committee Room,

Austin, Texas, Feb. 8, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred

Senate bill No. 40, A bill to be entitled "An Act to amend Chapter 4, Acts of the Twenty-eighth Legislature, First Called Session, entitled 'An Act to amend Article 877, Chapter 2, Title 25, Revised Statutes of the State of Texas of 1895, authorizing the commissioners' court of the counties of this State to issue bonds for the purpose of improving and maintaining the public roads in their respective counties,' so that said Article 877 shall authorize and empower the commissioners' court of any county in this State to issue bonds for the establishment of county poor houses and farms; and creating an emergency."

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass.

GREER, Chairman.

(Floor Report.)

(By Unanimous Consent.)

Committee Room,

Austin, Texas, Feb. 8, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 161, A bill to be entitled "An Act to create a more efficient road system for Nolan county, Texas, and making county commissioners ex officio road commissioners of their respective precincts, and describing their powers and duties as such, and providing for the compensation of such road commissioners, and providing for the purchase of material for the construction and maintenance of roads and bridges, and providing for the compensation for such material and prescribing certain duties for road overseers; providing compensation of \$2 per day for overseers for each day's service per year in excess of five days; providing certain duties for county treasurers; providing that any person liable for road duty any year shall be exempt upon the payment of \$3.00 into the county treasury; providing for money payment in lieu of work after summons and before date of work; providing that this Act is cumulative of the general laws and fixing penalties, and declaring an emergency."

Beg leave to report same back to the Senate with the recommendation that it do pass and be not printed.

Greer, Chairman; Weinert, Perkins, Ratliff, Johnson.

(Floor Report.)

(By Unanimous Consent.)

Committee Room,

Austin, Texas, Feb. 8, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 76, A bill to be entitled, "An Act creating a more efficient road system for Shelby county, Texas, giving the road superintendency of said county to the commissioners and the commissioners court. Each commissioner of said county is to superintend all public roads in his

commissioners' precinct, defining the powers and duties and fixing the salary of each commissioner for road and bridge supervision and fixing penalties therefor, defining powers and duties of commissioners in said county with reference to road supervision, providing a method by which county convicts shall be worked upon county roads in said county; providing additional duties for road overseers in said county and additional powers; providing time hands shall be required to work on public roads in said county, fixing penalties for failure to do road duty in said county; with reference to the roads in said county; providing for the repeal of Chapter 10 Acts of the Thirty-first Legislature of the State of Texas, known as a 'Special Road Law for Shelby county, Texas'; repealing all laws and parts of laws in conflict herewith and declaring an emergency."

Beg leave to report same back to the Senate with the recommendation that it do pass and be not printed.

Greer, Chairman; Weinert, Perkins, Ratliff, Johnson.

(Majority Report.)

Committee Room,

Austin, Texas, Feb 8, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: We, a majority of your Committee on Labor, to whom was referred

Senate bill No. 63, A bill to be entitled "An Act to amend an Act of the Legislature of the State of Texas, entitled 'An Act defining what shall be a full crew on passenger trains run by railroad companies or receivers doing business in this State, what shall be a full crew on freight, gravel or construction trains run by such railroad companies or receivers, and what shall be a full crew on light engines run by such railroad companies or receivers; providing for certain cases to which the Act shall not apply; rendering it unlawful for any such railroad company or receiver to run any train or light engine, subject to this Act, without in each instance having a full crew required; imposing a penalty for each violation by any railroad company or receiver of any of the provisions of the Act; prescribing the venue of suits to recover

penalties for violations of this Act and the officer by whom the suits shall be brought, and exempting all railroads less than twenty miles in length, and declaring an emergency,' the same being chapter 100 of the Acts of the Thirty-first Legislature, approved March 20, 1909, so as to define more specifically than heretofore what shall constitute a full crew upon and the number and kind of employes that must be used in the operation of each of the several sort of trains in this State and adding one to the number of such employes, in certain cases, and extending the exemption from the provision of this Act to all railroads less than forty miles in length, and including under this Act switch crews and the crews operating switch engines for such railroad companies and receivers."

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass.

MAYFIELD, Chairman.

(Minority Report.)

Committee Room,

Austin, Texas, Feb. 8, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: We, a minority of your Committee on Labor, to whom was referred

Senate bill No. 63, A bill to be entitled "An Act to amend an Act of the Legislature of the State of Texas, entitled 'An Act defining what shall be a full crew on passenger trains run by railroad companies or receivers doing business in this State, what shall be a full crew on freight, gravel or construction trains run by such railroad companies or receivers, and what shall be a full crew on light engines run by such railroad companies or receivers; providing for certain cases to which the Act shall not apply; rendering it unlawful for any such railroad company or receiver to run any train or light engine, subject to this Act, without in each instance having a full crew required; imposing a penalty for each violation by any railroad company or receiver of any of the provisions of the Act; prescribing the venue of suits to recover penalties for violations of this Act

and the officer by whom the suits shall be brought, and exempting all railroads less than twenty miles in length, and declaring an emergency,' the same being Chapter 100 of the Acts of the Thirty-first Legislature, approved March 20, 1909, so as to define more specifically than heretofore what shall constitute a full crew upon and the number and kind of employes that must be used in the operation of each of the several sort of trains run by railroad companies and receivers of such companies in this State and adding one to the number of such employes in certain cases, and extending the exemption from the provisions of this Act to all railroads less than forty miles in length, and including under this Act switch crews and the crews operating switch engines for such railroad companies and receivers."

Have had the same under consideration, and I am instructed to report same back to the House with the recommendation that it do not pass.

HUME.

Committee Room,

Austin, Texas, Feb. 8, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Public Health, to whom was referred

Senate bill No. 97, A bill to be entitled "An Act to provide for the location, establishment and maintenance of four tent-house colonies for the treatment of persons suffering from tuberculosis, and to provide for the care and treatment of indigent consumptives and making an appropriation therefor, and declaring an emergency."

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass.

PEELER, Chairman.

Committee Room,

Austin, Texas, Feb. 8, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Public Health, to whom was referred

Senate bill No. 166, A bill to be entitled "An Act to provide for the location and establishment and maintenance of a State sanitarium for the treatment of persons suffering from

tuberculosis, and to provide for the care and treatment of indigent consumptives and making an appropriation therefor."

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass.

PEELER, Chairman.

(Floor Report.)

Committee Room,

Austin, Texas, Feb. 8, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: We, your Committee on Towns and City Corporations, to whom was referred

Senate bill No. 170, A bill to be entitled "An Act to grant a charter to the City of Houston Heights, and declaring an emergency."

Have had the same under consideration, and beg to report same back to the Senate with the recommendation that it do pass and be not printed.

Meachum, Chairman; Hudspeth, Perkins, Terrell of McLennan, McNealus, Lattimore, Vaughan, Collins, Peeler, Hume.

(By Unanimous Consent.)

Committee Room,

Austin, Texas, Feb. 8, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: We, your Committee on Mining and Irrigation, to whom was referred

House bill No. 65, A bill to be entitled "An Act to prohibit any person, association of persons, corporations or receivers, owning, operating or managing any mine in this State from feeding or permitting to be fed any work animal in said mines; or to store or keep any feed for such animal in said mines; providing that no work animal shall be permitted to remain in any mine longer than ten consecutive hours, fixing penalties for the violation of this act and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

TERRELL of Wise,

Acting Chairman.

(By Unanimous Consent.)

Committee Room,

Austin, Texas, Feb. 8, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: We, your Committee on Mining and Irrigation, to whom was referred

House bill No. 64, A bill to be entitled "An Act to require the owners and operators of mines in Texas to insulate or protect live electric wires so that persons or animals coming in contact with same shall not be injured; providing for the making and filing of maps or plats of mines; providing for exemptions to certain provisions of this Act; and to provide a penalty for such neglect."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

TERRELL of Wise,

Acting Chairman.

(By Unanimous Consent.)

Committee Room,

Austin, Texas, Feb. 8, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Stock and Stock Raising, to whom was referred

House bill No. 50, A bill to be entitled "An Act to exempt the county of Starr from the provisions and operations of Articles 5002 and 5042 inclusive of Chapter 6, Title 102 of the Revised Civil Statutes of 1895, amended by the Acts of the Twenty-eighth and Twenty-ninth Legislatures relating to the inspection of hides and animals and repealing all laws in conflict therewith, and declaring an emergency."

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass, and be not printed.

ADAMS, Chairman.

(By Unanimous Consent.)

Committee Room,

Austin, Texas, Feb. 8, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Stock and Stock Raising, to whom was referred

House bill No. 142, A bill to be entitled "An Act for the protection

of stock raisers, farmers and horticulturists; providing for the destruction of wolves and other wild animals; to make an appropriation therefor; to repeal all laws and parts of laws in conflict therewith, and declaring an emergency."

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass, and be not printed.

ADAMS, Chairman.

(By Unanimous Consent.)

Committee Room,

Austin, Texas, Feb. 8, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Stock and Stock Raising, to whom was referred

Senate bill No. 38, A bill to be entitled "An Act to amend Chapter 74 of the Acts of the Twenty-ninth Legislature, being an Act to amend Article 899 of the Penal Code of the State of Texas of 1895, so as to require butchers of Karnes county, Texas, to give bond as required by law; so as to exempt Archer county from the operation of the law requiring butchers to give bond and to have hides inspected, and declaring emergency."

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass.

ADAMS, Chairman.

(By Unanimous Consent.)

Committee Room,

Austin, Texas, Feb. 8, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Lands and Land Office, to whom was referred

House bill No. 19, A bill to be entitled "An Act to provide for the filing in the General Land Office of chains of transfer of title to portions of the sold Public Free School Lands, University and Asylum lands of this State, and the opening of accounts in the name of and patenting to the holders of such claims of transfer such lands in cases where such transfers have been executed by the heirs, executors, administrators of survivors in the community of the deceased persons, or by the guardians of persons of unsound mind or minors, and

in all cases where title has emanated through any regular court proceedings of this State, and in cases where such transfer has been executed by trustees under deeds of trust, mortgages under mortgages with power of sale or by sheriffs or other officers of court, acting under executions and orders of sale issued out of the courts of this State, and declaring an emergency."

Have had the same under consideration and I am instructed to report same back to the Senate with the recommendation that it do pass.

MURRAY, Chairman.

(Majority Report.)

(By Unanimous Consent.)

Committee Room,

Austin, Texas, Feb. 8, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: The majority of your Committee on Lands and Land Office, to whom was referred

Senate bill No. 111, A bill to be entitled "An Act to provide for the sale of land belonging to the public free school fund and the fund of the several asylums, providing for the reservation of the minerals in such of said lands as may be classed as mineral, and suspending sales from July 1, 1911 to January 1, 1912, and repealing all former statutes relating to sales of said land so far as the future sales are concerned, and declaring an emergency."

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass.

MURRAY, Chairman.

(Minority Report.)

Committee Room,

Austin, Texas, Feb. 8, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: The minority of your Committee on Public Land and Land Office, to whom was referred

Senate bill No. 111, A bill to be entitled "An Act to provide for the sale of land belonging to the public free school fund and the fund of the several asylums, providing for the reservation of the minerals in such of said lands as may be classed as mineral, and suspending sales from July 1, 1911 to January 1, 1912, and repealing all former statutes relating to

sales of said land so far as the future sales are concerned, and declaring an emergency."

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do not pass.

Ward, McNealus, Greer

(By Unanimous Consent.)

Committee Room,

Austin, Texas, Feb. 8, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on State Penitentiaries, to whom was referred

Senate bill No. 167, A bill to be entitled "An Act to amend Section 10 of Chapter 10, of the General Laws of Texas, as passed by the Fourth Called Session of the Thirty-first Legislature, entitled 'An Act to establish a prison system, and declaring the policy of the State with reference thereto; to provide for the management and control of such prison system; to provide for the control, management and treatment of all prisoners sentenced to the penitentiary; to provide that prisoners and ex-prisoners, as herein defined, shall be permitted to testify to certain cases; to abolish the leasing and hiring of State prisoners; to provide rules and regulations for the government of such prison system; to provide for a Board of Prison Commissioners; to provide for their appointment, and defining their powers, duties and authority; to provide for the purchase or sale of real estate by the Prison Commissioner; to vest title of all real estate owned by the Prison System; to provide for the appointment of an auditor, and prescribing his duties; to prescribe penalties for the violation of this Act; repealing Chapters 1, 2, 3, 4, 5, 6, 7, and 8, of Title 79, of the Revised Statutes of 1895, and all laws and parts of laws in conflict with this Act; and by adding to said Section 10, Subdivision 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13 and 14."

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass.

WEINERT, Chairman.

Committee Room,

Austin, Texas, Feb. 8, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed

Bills have carefully examined and compared

Senate Bill No. 180, A bill to be entitled "An Act to amend and extend the special road law of Wise county, Texas, as enacted by the Twenty-seventh Legislature of Texas, so that the same shall hereafter read as herein provided, and declaring an emergency."

And find the same correctly engrossed.

COFER, Chairman.

Committee Room,

Austin, Texas, Feb. 8, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 69, A bill to be entitled "An Act to amend the Act of the Twenty-eighth Legislature of Texas (Laws of Special Session, Chapter 1) entitled 'An Act to render more effective and efficient the present road law in the State of Texas in its application and operation in the counties of Guadalupe, Caldwell, Bee, Jackson, Grimes, Comal, Colorado, Hays, Gillespie, Wood, Jefferson and Maverick; and to authorize and empower the said counties to issue bonds for the construction or purchase of bridges and construction and maintenance of public roads and highways within the said counties, and regulating the compensation of certain officers,' and amended by an Act passed by the Twenty-ninth Legislature, House bill No. 173, approved March 29, 1905, by omitting the county of Caldwell from said Act, by further omitting the county of Gaudalupe from said Act, and to hereafter read as follows."

And find the same correctly engrossed.

COFER, Chairman.

Committee Room,

Austin, Texas, Feb. 8, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 192, A bill to be entitled "An Act to amend Section 20 of Chapter 41, Special Laws of the Acts of the Twenty-ninth Legislature of the State of Texas, entitled 'An Act to create a more efficient road system for Dallas county, Texas, fixing the duties and powers of the com-

missioners court of said county, relative to roads and bridges, to authorize the commissioners court of Dallas county to issue bonds for the purpose of building, constructing and repairing roads and bridges in said county, and prescribing limitations upon the exercise of such power, and declaring an emergency."

And find the same correctly engrossed.

COFER, Chairman.

Committee Room,

Austin, Texas, Feb. 8, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 109, A bill to be entitled "An Act abolishing what is known as 'The Rule in Shelly's Case,' and making a rule of evidence in certain cases so that the words 'heirs' or 'heirs of the body' shall be construed as words of purchase, and not as words of limitation, and declaring an emergency."

And find the same correctly engrossed.

COFER, Chairman.

Committee Room,

Austin, Texas, Feb. 8, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 26, A bill to be entitled "An Act to provide additional compensation to all judges of the district courts, district attorneys of the State of Texas, and to the judge of the Criminal District Court of Harris and Galveston counties, by allowing compensation for actual and necessary expenses when engaged in the discharge of their official duties in counties other than the county of their residence, and declaring an emergency."

And find the same correctly engrossed.

COFER, Chairman.

Committee Room,

Austin, Texas, Feb. 8, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 174, A bill to be entitled "An Act to amend Chapter 79 of the General Laws of the State of Texas, passed by the Twenty-seventh Legislature, and Chapter 51, Acts of the Thirty-first Legislature, approved March 16, 1909, creating a more efficient road system for Brown county; providing for the creation of road districts in any political subdivision or any defined district hereafter to be described in said county, prescribing the procedure necessary to the creation of such district; authorizing such districts to issue bonds for the purpose of constructing and maintaining under the direction of the commissioners' court of said county, of macadamized, graveled or paved roads or turnpikes, or in aid thereof; providing for the holding of election and the manner thereof, to determine whether or not said bonds shall be issued, declaring the qualification of voters at such election; providing for the interest on such bond and creating a sinking fund for the retirement of same, and providing for the assessment and collection of taxes for such purposes; providing for the investment of said sinking funds and for its custody and deposit when not invested; providing that the court shall take notice of this Act in the same manner as General Laws of this State, making it cumulative of the General Laws of this State, except when in conflict with this Act, and declaring an emergency."

And find the same correctly engrossed.

COFER, Chairman.

Committee Room,

Austin, Texas, Feb. 8, 1911.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 172, A bill to be entitled "An Act creating a more effective road system for Scurry county, Texas, and making county commissioners ex officio road commissioners of their respective precincts and prescribing their powers and duties as such; and providing for the compensation of such road commissioners; and providing for the purchase of the materials for the construction and maintenance of roads and bridges; and providing for the payment for such materials, and pre-

scribing certain duties for road overseers; providing a compensation of two (\$2.00) dollars per day for overseers for each day's service per year in excess of five days; providing certain duties for county treasurers, providing that any person liable for road duty any year shall be exempt upon the payment of three (\$3.00) dollars into the county treasury; providing for money payment in lieu of work after summons and before date of work; providing that this Act is cumulative of the general laws and fixing penalty and declaring an emergency."

And find the same correctly engrossed.

COFER, Chairman.

PETITIONS AND MEMORIALS.

Senators Mayfield, Carter, Peeler, Terrell of Wise, Cofer, Ratliff, McNealus, Townsend, Warren, Terrell of McLennan, Kauffman, Collins, Ward, Perkins, Adams, Weinert and Murray offered numerous telegrams, of which a following is a copy:

San Antonio, Texas, Feb. 7, 1911.

Depredations of wild animals costs Texas hundreds of thousands of dollars annually. To exterminate them will add to taxable values of the State in a few years more than the cost, will encourage colonization, increase live stock and poultry industries. Therefore, wild animals bounty bill is good business. Won't you support it?

Which telegrams were signed by: N. S. Graham, president American Bank and Trust Co.; Alfred Giles, M. Halff & Bro., A. B. Frank Co., Jake Wolfe, president San Antonio Chamber of Commerce; Bell Jewelry Co., San Antonio Hardware Company, Fred W. Cook, San Antonio Drug Co., F. Groos & Co., J. N. Brown, President Alamo National Bank, D. & Afl Oppenheimer, Bankers; Aubrey & King, William L. Herff, of San Antonio, and James McLymont, treasurer of Southwest Texas Sheep and Goat Raisers' Association of Del Rio, Texas.

By Senators McNealus and Johnson:

Petitions numerously signed by citizens of their respective district asking for the support of the following Senate bills:

Senate bill making it a misdemeanor for a person to give a check on

a bank when the person has no money in said bank to meet the check on presentation.

Senate bill imposing a special tax of persons who sell so-called bankrupt and damaged stocks of merchandise in towns other than their place of residence.

Senate bill amending the law as to peddlers by specially defining a peddler.

Senate bill giving mortgagee the right to inspect mortgaged property at any time.

By Senator Weinert:

Petitions numerously signed by members of Ulbrich v. Hutten Lodge No. 146, Sons of Hermann of New Braunfels, asking support of House bill No. 262, which if passed will allow the Sons of Hermann to accept personal security for lodge funds.

By Senator Johnson:

Petition numerously signed by citizens of his district asking support of an Act creating the office of State Inspector of Masonry.

By Senator Johnson:

Petition numerously signed by citizens of his district asking support of a measure increasing taxation on itinerants in the drug and medicine trade.

By Senator Johnson:

Petition numerously signed by citizens of his district asking the Legislature to change the present laws so as to eliminate Sunday fairs, shows, races, hunting, fishing, games, sports and excursions.

By Senator Lattimore:

Petition numerously signed by members of the Federal Labor Union No. 12,792 of Fort Worth, Texas, urging support of House bill No. 28, known as the Coffey bill, which would require all convict goods made in Texas to be labelled as such.

By Senator Cofer:

Petition numerously signed by citizens of his district urging support of House bill No. 62, which seeks to regulate the practice of veterinary medicine in Texas.

By Senator Kauffman:

Petition numerously signed by citizens of his district urging opposition to the measure now before the Legislature, known as the "Full Crew Bill."